

LEGISLATIVE BILL 236

Approved by the Governor April 28, 1999

Introduced by Jensen, 20

AN ACT relating to energy financing contracts; to amend section 66-1062, Revised Statutes Supplement, 1998; to redefine governmental unit; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 66-1062, Revised Statutes Supplement, 1998, is amended to read:

66-1062. For purposes of sections 66-1062 to 66-1066:

(1) Energy conservation measure means a training, service, or operations program or facility alteration designed to reduce energy consumption. Energy conservation measure includes:

(a) Repair or renovation of heating, ventilation, and air conditioning systems;

(b) Installation or repair of automated or computerized energy control systems;

(c) Replacement or modification of lighting fixtures;

(d) Insulation of a building structure or systems within that structure;

(e) Installation of energy recovery systems;

(f) Installation of cogeneration systems that produce steam or forms of energy such as heat, as well as electricity, for use primarily within a building or complex of buildings;

(g) Replacement, weatherstripping, caulking, or other insulation of windows or doors; or

(h) Any other measure designed to reduce energy consumption;

(2) Energy financing contract means an agreement between an energy service company and a governmental unit for the implementation of one or more energy conservation measures in an existing facility in exchange for a portion of the energy cost savings produced. Energy financing contract includes, but is not limited to, a performance contract, shared-savings contract, guaranteed contract, and lease-purchase contract;

(3) Energy service company means a person or business experienced in the implementation and installation of energy conservation measures; and

(4) Governmental unit means a school district, community college area, village, city, county, or department or agency of the State of Nebraska.

Sec. 2. Original section 66-1062, Revised Statutes Supplement, 1998, is repealed.